IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 7870 OF 2005

The State of Maharashtra .... Applicant.
V/s
Prabhakar Dattatraya Doke & Ors. ... .
Respondents.

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.) Court's or Judge's Orders

---

Mr.P.S.Hingorani, APP for the Applicant.

Mr.V.V.Purwant, adv. For respondents.

CORAM:V.G. PALSHIKAR
AND
SMT.NISHITA MHATRE, J.

13.11.2006.

PC:

By this application the State challenges the order passed by the learned Sessions Judge, Pune on 15.6.05 acquitting the accused of the charges under sections 143, 147, 148, 302, 307, 323, 452 r/w sections 109, 149 and 34 of Indian Penal Code.

The learned trial Judge has

marshalled the facts correctly and on appreciation of the same has come to the conclusion that the prosecution has failed to prove beyond reasonable doubt the guilt of any of the accused persons. Even if on reappreciation of evidence some other view is possible, the view already taken by the learned Judge while acquitting accused persons is not one which can be called perverse or illegal. Hence application rejected.

13/11/106